

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Roy C. Krohn

Serial No.: 10/037,697

Filed: November 9, 2001

For: ELECTROLUMINESCENT DEVICE

Attorney Docket No.: KRO 0128 PUS

Group Art Unit: 1711

Examiner: Susan W. Berman



free copy

PETITION UNDER 37 C.F.R. § 1.182
TO CORRECT THE TERMINAL DISCLAIMER

Commissioner for Patents
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant's Representative noticed prior to filing a Divisional Application in the present case that the Terminal Disclaimer submitted September 27, 2004 and approved by the PTO was in need of correction. The original Terminal Disclaimer references an assignment, recorded on December 29, 2003 at Reel 014845, Frame 0119. Careful review of this assignment revealed that this was a discharge from a security interest. Accordingly, although Allied Photochemical, Inc. was at all relevant times the owner of all rights (in fact) in the present application, the original Terminal Disclaimer does not provide a sufficient reference to the appropriate assignments to verify this.

Applicant's Representative reviewed the file for the present case and could not find an assignment from the inventors. Similarly, a search of the Patent Office's PAIR system also did not reveal an assignment from the inventors. An assignment from the inventors was executed and recorded on February 25, 2005. A new Terminal Disclaimer is filed herewith

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

2/8/05
Date of Deposit

James W. Proscia
Name of Person Signing

James W. Proscia
Signature

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referencing both the assignment from the inventors and the discharge from the security interest.

Notwithstanding the facts set forth above. Allied Photochemical, Inc. was at all relevant times the owner in fact of all rights in the present application. Applicant respectfully requests correction and/or substitution of the original Terminal Disclaimer with the Terminal Disclaimer filed herewith.

Enclosed is a check in the amount of \$130.00 which represents the filing fee under 37 C.F.R. § 1.17(h) for this Petition. The Commissioner is hereby authorized to charge any additional fees to our Deposit Account No. 02-3978. A duplicate of this Transmittal Letter is enclosed for that purpose.

Respectfully submitted,

Roy C. Krohn

By: James W. Proscia
James W. Proscia
Reg. No. 44,364
Attorney/Agent for Applicant

Date: 3/8/05

BROOKS KUSHMAN P.C.
1000 Town Center, 22nd Floor
Southfield, MI 48075-1238
Phone: 248-358-4400; Fax: 248-358-3351